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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/070,526-Conf. #4745
		Filing Date	March 6, 2002
		First Named Inventor	Jason Hodge
		Art Unit	Not Yet Assigned
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	18	Attorney Docket Number	HO-P02403US0

ENCLOSURES (Check all that apply)

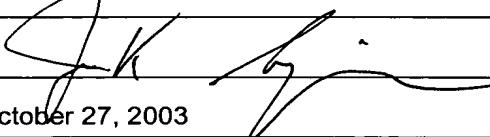
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): See Remarks
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Remarks

Mail Stop PCT; Attention PCT Legal Office

Renewed Submission under 37 CFR 1.42 & Renewed Petition under 37 CFR 1.47;
 Declaration Using an ADS signed by Keith D.C. Stoodley for Neil Stoodley; Added
 Page to Declaration for Signing by Administrator(trix)...on behalf of Deceased....
 Inventor signed by Keith D.C. Stoodley for Neil Stoodley; Statement of Facts in
 Support of Filing on Behalf of Nonsigning Inventor signed by K. Cornish 10/6/03;
 Ltr dated 8 Oct 2002 from K. Cornish to S. Collins; Ltr dated 28 Oct 2002 from
 A. G.S. Nicols to K. Cornish; Authority dated 28 Oct 2002 signed by S. Collins.

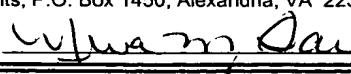
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	FULBRIGHT & JAWORSKI L.L.P. Jan K. Simpson
Signature	
Date	October 27, 2003

Transmittal

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Dated: October 27, 2003

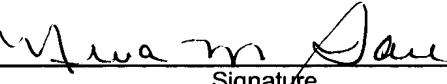
Signature:  (Neva M. Dare)

Certificate of Express Mailing Under 37 CFR 1.10

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on October 27, 2003
Date


Signature

Neva M. Dare
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

- Transmittal
- Renewed Submission under 37 CFR 1.42 & Renewed Petition under 37 CFR 1.47;
- Declaration Using an ADS signed by Keith D.C. Stoodley for Neil Stoodley;
- Added Page to Declaration for Signing by Administrator(trix)...on behalf of Deceased.... Inventor signed by Keith D.C. Stoodley for Neil Stoodley;
- Statement of Facts in Support of Filing on Behalf of Nonsigning Inventor signed by K. Cornish 10/6/03;
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Dated: October 27, 2003 Signature: 
(Neva M. Dare)

Docket No.: HO-P02403US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jason Hodge, et al.

Application No.: 10/070,526

Art Unit: Not Yet Assigned

Filed: March 6, 2002

Examiner: Not Yet Assigned

For: PET FOOD PRODUCT AND PROCESS
FOR MANUFACTURING SAME

RENEWED SUBMISSION UNDER 37 CFR 1.42 **AND RENEWED PETITION UNDER 37 CFR 1.47**

Mail Stop PCT
Attention: PCT Legal Office
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Dear Sir:

This renewed submission is being made in response to the Decision mailed September 5, 2003 dismissing the papers filed under 37 CFR 1.42 and the petition under 37 CFR 1.47.

Papers filed under 37 CFR 1.42

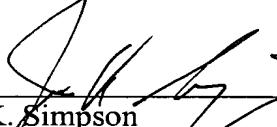
The PCT Legal Examiners dismissed the papers filed under 37 CFR 1.42 because the declaration filed on 19 November 2002, signed by Keith Stoodley, in lieu of deceased joint inventor Neil Stoodley, was defective because it had been altered and it did not state the relationship to Keith Stoodley to Neil Stoodley and the application data sheet did not contain Keith Stoodley's citizenship, residence and mailing address. This information in the "Added Page to Declaration ..." did not cure these defects. Enclosed is a new "Added Page to Declaration..." and a new declaration executed by Keith Stoodley with the required information and a new Application Data Sheet with the required information for Keith Stoodley. Applicant respectfully submits that the requirements for a Submission under 37 CFR 1.42 have been met and requests that the Submission be granted.

Petition under 37 CFR 1.47

The PCT Legal Examiners dismissed the Petition under 37 CFR 1.47 because it was not clear that the non-signing joint inventor Stella Collins has refused to execute a declaration after being presented with the declaration and a complete copy of the application. The Decision also states that the letter from Ms. Collins was not attached to Ms. Cornish's Statement. Applicant respectfully submits that the Statement was filed with the letter attached as indicated on the Transmittal Form and returned Postcard. Enclosed in a new Statement of Facts that clearly states that Ms. Collins was provided with the declaration and a complete copy of the application. The letters to and from Ms. Collins are attached to the Statement. Applicant respectfully submits that all of the requirements of a petition under 37 CFR 1.47 have been met and requests that the petition be granted.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 06-2375, under Order No. 10204300 from which the undersigned is authorized to draw.

Respectfully submitted,

By 
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Attorney for Applicant

Dated: October 27, 2003